Contains JTB. 6-52-9, 25, 26, 27

P 40 E

App. F. IX-4

Previous References.

1954-55 (JTB.)

File No. 48-54-

Serial Nos. 1, 2,

Later References.

MYSORE GOVERNMENT SECRETARIAT

Serial Nos. Jus

Part B for July 1954

SUBJECT

Disposal of land in Nazarbad Mohalla, Mysore.

WD 04867—GPB—9,000—11-1-54

To,

The Chairman, C.D.T.B, Mysore

L.3749/Dated 7.7.54.

Forwards a copy of the letter of the Municipal Commissioner, Mysore

JTB
17/8/54.

(1) D.No. 5360 ⌠5384

Representation dated 12/11/57 received from Sri. N. Sreenivasaiah. D.no. 768. Nazarbad Mysore city requesting to sell him the land by the side of public latrine in Nazarbad.

1. Orders of the Hon'ble Finance Minister on the petition

" For a report as to the disposal of the matter

(Sd). HCD.
dated 15/11

Submitted with a draft letter forwarding a copy of the petition to the Ch. Dr. Bd Mysore Calling for a report as to the disposal of the matter

26/11
Sd/-
26/11/57

3. Issued
26/11

To
The Ch. Dr. Bd. Mysore.
No. L. 9499/4/12/57.
Calls for a report.

Sd/- A
30/12

Letter No. B2 CR 291/57-58 dated 28/12/57 from the Chairman and M.T.B. in the matter is as

4. The report is submitted for perusal with reference to para 1 above. The Trust Board have no objection to the sale of site granted to Sri. Bathiah.

5384 √ 6311 (2) Disposal of vacant land adjoining public latrine in Nazarbad.

information as to when it was granted, to whom the particular bit belongs, why it is cancelled now and how it will be disposed of is not available. A draft letter is submitted to call for this information with a brief note on the subject – Ref para 1 above.

hra 28/1 3) The request of the petitioner
SW 28/1/52 Sri Srinivasaiah was that the bit of vacant site adjoining his house he must be either given to him or kept open after cancelling the grant of that site to Sri Boraiah. The Chairman Insp Bdg has reported that when the subject was brought for discussion in the meeting of the Board, it was resolved that the grant of that site to Sri Boraiah be cancelled. Accordingly the sale is cancelled. With the result, the site is left vacant. The request of the applicant in this case complied with. Hence no further action seems to be necessary. The matter may be ordered to be closed

4623 5.2.52

Secretary (I/C) 1/2/1952

No 1.1.52 Date 2/2

(Asst F & P) S. H.C.D 7/2/52 4/2

Serial No.

6. Submitted for orders if these papers may be filed, or whether the Chairman, D.T.B. may be requested to issue a suitable endorsement to Sri Sreenivasiah, D.No.768, Nazarbad myself, who has protested against the sale of site to Sri. Srinivasiah.

7. The Chairman reports that the party has been endorsed already Never file

22/2

22/2

Deft

27/3

Letter No. B.2.c.291/57-58 dt 21-3-58 from the Chairman, D.T.B. in the matter

In view of the present report, the note is continued.

8. Orders of the Hon'ble Finance Minister.

"please note if there is any doubt about the ownership of this land. The Trust owns which gave the land to the party and says that the property is municipal property as it is found to be in the municipal Register."

(27) H.C.D. 27/3

Serial No.

GENERAL & REVENUE SECRETARIAT 8310 28 MAR 1952 MUNICIPAL BRANCH.

OFFICE OF THE MINISTER FOR FINANCE AND INDUSTRIES.

Office of the Minister for Finance & Industries

No. 719

Date 28/3/52

9. Boriah. - Cycleshop

Mazgaon - Ryotwari

10. Refer application for

file - Papers Survey Plan

L.S.G. Secy - S.E.D

28/3/52

28/3

28/3

Temporaries

Whom work at

PL work

28/3.

12. Submitted. The Trust Board have already cancelled the grant of this kit glass. This was done on the motion of Sh. Tirgiah the action taken by the Board has been pursued by the Public Finance Minister - Vide para 5. above.

Serial No.

13. The report was received from the chairman, M.T.B. on the representation of Sri. Boriah presented to the previous Honble Minister for Finance is submitted for perusal. It is seen therefrom that the Deptt. of Rev. claims the land as its own. Before the question as to whether Sri. Boriah's request to restore the bit of land is conceded, the following particulars are perhaps necessary:-

1) a plan showing the bit of land in question, & the latrine at the place, & the present purpose of Sri. Boriah;

2) How the Rev. Dept. claims the property as its own - whether the property was acquired by it or vested in it by the govt.

3) other records connected with the subject of the Rev. office.

4) the purpose for which the said bit of land will be used by the Rev. Dept.

5) Whether this ~~land~~ bit may not be restored to Sri. Boriah in case the Rev. Dept. does not derive any benefit out of it & in case the ~~govt~~ this bit of land is not required for any useful public purpose.

14. In order with reference

Contn. Sheet.

27/ Disposal of land in Nagarbad Nallah, Mysore

File No. (6) 6311 √ 8311 √ 75-2 of 19

General and Revenue Secretariat

Serial No.

to forms 8 & 10 above

15) Call for the above info

Mra 7/4 — 8/4/52 — 11/9/4

16) Draft letter for appr

Mra 12/4 — 8/4/52

17) Issue

11/9/4

To the Chairman, C.P.T.B. Mysore

no. L. 1069 dt. 18-4-52 — P.T.B. 6c 52-75

calls for the plan

To the Ml. Commr. of Mlhs. Mysore

no. L. 1070 dt. 18-4-52 — P.T.B. 6c 52-26

Calls for information re. ownership etc.

Letter no. B.2. c 291/51-52 dt. 30-4-52 from the chairman P.T.B.

18) submitted with a draft reminder to the Ml. Comr. from whom a reply is due.

Mra 14/5

19) Issue

15/5/52

The Ml Comr Mysore

L 2366 dt 15/5

20) Sent with a reminder

Mra 27/8

21) Issue

28/8

Reminder no. L. 855-8 dt 30-8-52

(7)

Disposal of land in "Nazarbaig Mohalla"

752/mc/5253 ✓ 2634 ✓ 8429.

Reminder no. L/5514 dt 6-12-52
to Dy. Comm. Nagpur

L. 19069 dt 3-2-53

21) D.O. Reminder is put up for approval
BC 1/7

23) Issued
SRV 2/7

Reminder L 4335 dt 14-7-53 copy map with letter

Letter No C2. Dc. R. 172/57-52 dt 17-7-53 from the Dy. Comm., Nagpur with letter

24) Submitted for perusal. Further report will be awaited.
Sd A 26/7 M 25/7

25) 27/7

SRV 25/7/53

26) Reminder is put up for approval
BC 12/3

27/7 Issued
SRV 17/3/54.

L/16933 dt 17-3-54

Letter No C2. Dc. R. Dc. R. 172/57-52 dt 25/3/54 from the Dy. Comm. Nagpur,

28) May receipt of further report will be awaited.
Sd A M 5/4

29) 11/4

SRV 5/4

BM/

(8) Disposal of land in Nagarbad municipality
R429/mc 874

31/5 Reminder re Form 4 etc. / 1 reminder received.

Letter No. C.2. 7c. R 172/57-52 dt 28-4-54 from the M.C. Commissioner, Nagarbad:

31) Submitted for perusal

~~The~~ A copy of the letter of the ~~Pet~~ Municipal Commissioner will be sent to the Chairman, M.T.B and the file closed, if approved.

Mo 2/6. 4/6

yes 4/6

A draft letter is enclosed.

Mo 17/6 24/6

Done 29/6

To

The Ch. M.T.B

R 3749/ M.T.B 48-54-2 dt 7-7-54

Forwarded - for needful action

Copy to the M.C. Nagarbad for information

R 3750 dt 7-7-54

BK

5360 : 5384

9TB 6-52-9

GENERAL & REVENUE SECRETARIAT
5384
19 NOV 1951
MUNICIPAL BRANCH, B.

To

Hon. Sri H.C. Dasappa, B.A., LL.B.,
Minister for Finance and Trust Board,
Government of Mysore,
Bangalore.

Office of the Minister for Industries.
No. P. 16/14
Date 15/11/51

Subject:- Regarding disposal of vacant site by the side of public latrine in Nazarbad.

Honoured Sir,

I am herewith enclosing a copy of my letter addressed to the Chairman, City Improvement Trust Board, for your kind reference.

There is a bit of land by the side of public latrine in Nazarbad. I have easement rights towards that land in that I have my windows and eaves sloping towards the land. My neighbour to whom this has been sold has no such right since he has only his compound-wall. The Municipality has taken objection to the sale of this land. The same has been sold to one Sri Boriah for a sum of Rs. 400/-(four hundred, only. I was under the misapprehension that it belonged to the Municipality. I had requested them to sell the same to me for Rs. 2,000/- (Rs. two thousand) which they refused, and thinking that it was Municipal property, I did not apply to the Trust Board. Now, I learn that the subject is for consideration before the Board. I request you, Sir, to kindly order the sale of this land to me for the same sum of Rs. 2,000/- which I had offered to the Municipality. I am not to be misunderstood in this matter since the value of my property will be affected as I have my easements rights, which will be affected if the bit of land is sold to others. Hence, I request you, Sir, either to sell this land to me or to keep it open since there is a public latrine adjoining it.

Thanking you,

Yours faithfully,
N. Sreenivasiah, D.No. 768,
Nazarbad, Mysore City.

Mysore,
Date: 12/11/1951.

Copy sent to the Chief Minister, Government of Mysore, Bangalore, for kind orders.

(2)

To

The Chairman,
City Improvement Trust Board,
Mysore.

Petitioner:- N. Sreenivasiah,
D.No. 768,
Nazarbad, Mysore.

Dear Sir,

Regarding the bit of land adjoining the Municipal Latrine in Nazarbad.

With reference to above, I learn that the above bit of land belongs to the Trust Board. Since I have my windows open towards the same and also eaves sloping towards the bit of land in question, I request you kindly to sell me the same for Rs. 2,000/-. I learn that the same was sold to one Sri Boriah who is my neighbour, and the Municipality had objections to the same. Equity demands that if the site is to be disposed of at all, it should be sold to me, since I have easement rights which will be affected, by selling it to others. I request that my prayer may kindly be placed before the Board for their kind consideration.

Thanking you,

Yours faithfully,
Sd/- N. Sreenivasiah.

Mysore,
Dated: 9/11/1951.

Copies to all the Trust Board Members:-

1. Sirdar K. Basavaraje Urs.,
2. Sri N. Krishna Iyengar,
3. Janab Mohamad Sait.
4. The Health Officer,
5. Sri S. Linganna,
6. " M.S. Nanjappa,
7. " P. Sitharamiah,
8. Director of Public Health, Bangalore.

(True Copy)

(3)

To

The Chairman,
City Improvement Trust Board,
M y s o r e.

Petitioner:- N. Sreenivasiah,
D.No. 768,
Nazarbad, Mysore.

Dear Sir,

Regarding the bit of land adjoining the Municipal Latrine in Nazarbad.

With reference to above, I learn that the above bit of land belongs to the Trust Board. Since I have my windows open towards the same and also eaves sloping towards the bit of land in question, I request you kindly to sell me the same for Rs. 2,000/-. I learn that the same was sold to one Sri Boriah who is my neighbour, and the Municipality had objections to the same. Equity demands that if the site is to be disposed of at all, it should be sold to me, since I have easement rights which will be affected, by selling it to others. I request that my prayer may kindly be placed before the Board for their kind consideration.

Thanking you,

Yours faithfully,
Sd/- N. Sreenivasiah.

Mysore,
Dated: 9/11/1951.

Copies to all the Trust Board Members:-

1. Sirdar K. Basavaraje Urs.,
2. Sri N. Krishna Iyengar,
3. Janab Mohamad Sait.
4. The Health Officer,
5. Sri S. Linganna,
6. " M.S. Nanjappa,
7. " P. Sitharamiah,
8. Director of Public Health, Bangalore.

(True Copy)

(4)

9HPP/Estt/
71.12.51

To

The Chairman Dr. Bd.
Mysore.

Sir,

I am directed to forward herewith a copy of the petition dated 18/11/51 received from Sri N. Sreenivasaiah Nazarbad, Mysore, regarding the sale of vacant land adjoining the public latrine in Nazarbad and to request you to send a report early as to the disposal of this matter.

Yours faithfully,

26/11

for Secretary to Govt
L.S.G.

(6)

6311
5 JAN 1952

OFFICE OF THE CHAIRMAN,
CITY IMPROVEMENT TRUST BOARD,
Post Box No. 55, MYSORE.

No. B2.C.291/50-51.

Encl: 1 TBR.

Dated 28th Dec. *1951*

From

Sri P. GOPALAKRISHNA SETTY, B.A., B.L.,
Chairman, City Improvement Trust Board, MYSORE.

To

Sri K. Balasubramanyam, M.Sc.,
Secretary to the Government of Mysore,
Local Self-Government Department, BANGALORE.

Sir,

Subject: Sale of vacant land adjoining the public latrine in Nazarbad.

With reference to your letter No.L.9499 dated 4-12-1951 calling for a report on the petition of Sri N. Srinivasiah regarding the above, I write to enclose herewith a copy of the Trust Board Resolution Deferred Subject No.307 dated 11-12-1951 and to state that the sale of the bit of land to Sri Boriah is cancelled and the party has been endorsed to this effect.

Yours faithfully,
P. Gopalakrishna Setty
28/12
Chairman.

HRS.

(1)

Extract from the Proceedings of the Adjourned eeting of the Board of Trustees for the improvement of the City of Mysore, held on 11th December 1951.

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xx xx xx

xx xx

Deferred Subject No.307: Letter No.C.2.PR.61/50-51 dated 13-8-51 from the Commissioner, City Municipality, Mysore, forwarding a copy of the resolution of the City Municipal Council, dated 5-7-51 requesting the Trust Board to cancel the sale of the bit of land behind D.No.767, Nazarbad, to Sri Boriah and office note thereon (Deferred for inspection) (Deferred for inspection).

Subject discussed. Sri S.Linganna moved the following resolution:-

"Resolved that the sale of this bit of land to Sri Boriah be cancelled and the money paid by the party be returned to him".

The Vice-President, C.M.C., (Sri M.S.Nanjappa) seconded.

Janab Mohamed Sait moved the following resolution

"Resolved that disposal of this subject be deferred and in the meanwhile opinion of Government Advocate may be obtained and the license papers also may be got from the Municipality."

This was seconded by Sri N.Krishna Iyengar.

After discussion, the deferring motion of Janab Mohamed Sait was put to vote and lost by majorit Sri S.Linganna's motion was then put to vote and carried by majority.

xx xx x

xx xx

(Sd.) P.Gopalakrishna Setty.
Chairman.

"Extract."

P.Gopalakrishna Setty
28/12

HRS. Chairman.

(7)

2 MAR 1952
8311
MUNICIPAL BRANCH

P. Gopalakrishna Setty, B.A., B.L.,
Chairman

CITY IMPROVEMENT TR[UST BOARD]
MYSORE.

Office of the Minister for Finance and Industries.
No. F.2368
Date 25.3.52

D. O. No. B2.C.291/51-52.
Encl: 8 and one petition

Dated 22nd March 1952.

Dear Sri Dasappaji,

Re: Bit of land lying between house No.767 and the public latrine in Nazarbad Mohalla, Mysore.

L.S.G. Secy.

Please note that there is no doubt about the ownership of this bit of land. The Trust Board has no claim over this land. The land falls now for the purpose of Municipal purposes as it is from the Municipal limits. Ref: Dated 25/3/52

I write to state that the above bit of land No.38, Bl.41, Nazarbad, measuring 21' X 36' as per sketch enclosed is lying vacant from a number of years, useful for none but attracting people to commit nuisance. At the request of Sri V.Boriah, owner of House No.767, it was resolved by the Board to sell him the bit of land at Rs.2-8-0 per sq.yard, as per Trust Board Resolution No.D.S.34 dated 31-5-1950 (copy enclosed) for enclosing it with compound wall only and keep it vacant and on condition that access should be provided to City Municipal and Trust Board authorities for white washing or repairing the public latrine. Sri Boriah paid the full value of the bit of land, viz., Rs.210/- on 8-6-1950. The required mutchalika was not executed by him. Possession was also not handed over to him as he did not request this office to do so. The Municipal Commissioner in his letter No.C2.FCR.89/50-51 dated 9-6-1950 stated that this land is the property of the Municipality as could be seen from the property register and that the proposal to sell the land may kindly be dropped (copy enclosed). The Commissioner was enquired to intimate as to how and when the Municipality acquired ownership and possession of the vacant land. He was also requested to intimate when the public latrine was built upon. Sri Boriah also was intimated not to take up construction of compound wall until the license is granted. No reply has been received from the Municipal Commissioner inspite of several reminders issued for the past about 8 months. Sri Boriah was informed on 16-5-1951 that the stay order issued by the Chairman was raised and a copy of this was also sent to the Municipal Commissioner. The Commissioner in his letter dated

P.T.O.

21st May 1951 replied that the delay is due to the fact that records relating to the construction of latrine were not traced and that a reply would be sent after the connected records were traced.

The Commissioner has not stated anything about the ownership of the bit of land by the Municipality as stated in his original letter but in his letter No.C2.PR.61/50-51 dated 13-8-1951 enclosed a copy of Council Resolution (copy enclosed) dated 5-7-51 and requested to cancel the sale of the bit of land to Sri Boriah stating that the site is adjacent to a public latrine and that it is necessary to keep it open either for expansion of the latrine itself or for the construction of a public bath.

The Board in their resolution No.D.S.307 dated 11-12-1951 resolved that the sale of this bit of land to Sri Boriah be cancelled and the money paid by the party be refunded to him (copy enclosed). Sri Boriah was informed that the sale of the land was cancelled and the amount paid by him will be refunded.

Sri Boriah in his application dated 18-3-52 addressed to the Hon'ble Minister for Finance and Industries has requested kindly to permit him to put up the compound wall on the bit of land sold to him restoring the same to him. The Hon'ble Minister has been pleased to order on the petition that an immediate report be sent after ascertaining the position from the Municipal Council. The Commissioner was requested to kindly send the papers relating to the grant or otherwise of license to Sri V.Boriah for submission of a report to Government (copy enclosed). The Municipal Commissioner informed on the phone that the papers could not be sent as there were some notes by the previous President and Commissioner which could not be divulged. He was requested to send the records without the said notes. He was not agreeable, and he was requested in writing again at least to inform whether there is any application by Sri Boriah for a license, if so its date and the dates of endorsements and notices issued to him and their contents. (copy enclosed). In reply the Commissioner in his D.O.letter No.C2.FCR.172/51-2 dated 22-3-52 has stated that it is not possible to send the information until he receives a requisition from Government (copy enclosed). The reply speaks for itself

(CONTINUED)

2/3

(9)

and requires no comment.

The original application of Sri Boriah is herewith retransmitted for kind perusal and orders of Government.

Yours sincerely,
P. Gopalakrishna Setty
22/3

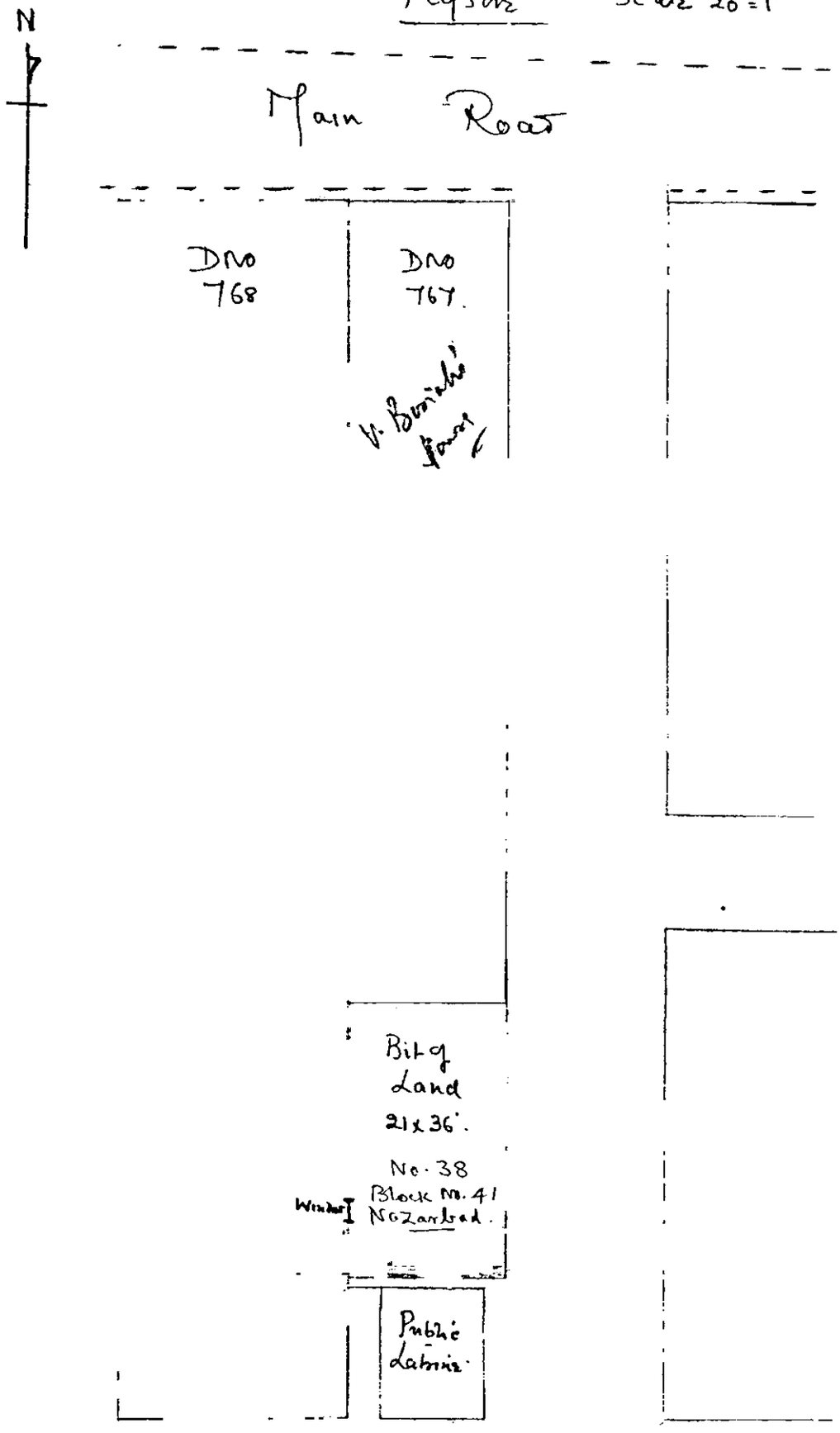
Sri H.C.Dasappa, B.A.,B.L.,
Hon'ble Minister for Finance and Industries,
Government of Mysore, BANGALORE.

DVS)

(10)

Sketch showing the bit. of Land Prayed for by Sri V. Boniah. behind DNO 767. Nazarbad.

Mysore Scale 20'=1"



T. B. Engineer

AN Srinivasaya
S.O
27/3/52

(11)

2

City Improvement Trust Board,

MYSORE,

Dated *19*

Extracts from the Proceedings of the Trust Board Meeting held on 31-5-1950.

xxxx xxxx xxxx

Deferred subject No.34: Application dated 31-10-1950 from Sri Boriah, Proprietor, of the Cycle shop, Bazaar Road, Nazarbad Mohalla, Mysore, praying for grant, at upset pride, of the bit of land behind his house bearing D.No.767, Main Road, Nazarbad Mohalla, Mysore. (Deferred for inspection).

The land may be sold to Sri Boriah at Rs.2-8-0 per sq.yard on condition that he shall keep it open but enclose it by a compound wall as per design to be approved by the Trust Board Engineer and on further condition that access should be provided to City Municipal Council and Trust Board authorities for white washing or repairing the public latrine.

xxxx xxxx xxxx

"Copy"

R. Gopalakrishna Setty
22/3/52

DVS) Chairman.

(12)

Letter No.FCR.89/60-51 dated 9-6-1950 from the Municipal Commissioner, C.M.C, Mysore, to the Chairman, City Improvement Trust Board, Mysore.

With reference to Deferred subject No.34 in the Proceedings of the Ordinary Meeting of the Trust Board held on 31st May 1950, I have the honour to state that it is seen from the Property Register of the Municipality that the land belongs to the Municipality. I therefore request that the proposal to sell the land may kindly be dropped.

"Copy"

P. Gopalakrishna Setty
22/3/52
Chairman.

DVS)

City Improvement Trust Board, (13) 4

MYSORE,

Dated..... *19*

Proceedings of the Adjourned Meeting of the Municipal Council held on Thursday the 5th July 1951 at 4 P.M. in the Municipal Offices.

xxxx xxxx xxxx

283: Managing Committee Resolution No.116/19-6-1951 recommending on the memo No.B2.C.298/50-51 dated 16-5-1951 from the Chairman, City Improvement Trust Board, forwarding a copy of the endorsement issued to Sri Boriah, cycle shop owner, Nazarbad, withdrawing the stay order issued to him not to take up construction of the bit of land granted by the Board behind D.No.767 Nazarbad Mohalla that in view of the fact that references to show that the land in question is a Municipal land are being traced and since the site is adjacent to the public ~~latrine~~ latrine and it is necessary to keep it open and reserved for extension of the latrine or for construction of a public bath, the Council may request the Trust Board to cancel the sale of the land.

APPROVED.

SD/ T.Narasimha Iyengar,
President.

xxxx xxxx xxxx

"Copy"

P. Gopalakrishna Setty
22/3/52
Chairman.

DVS)

(14)

City Improvement Trust Board,

MYSORE,

Dated *19*

Extracts from the Proceedings of the Adjourned Meeting of the Trust Board, held on 11th December 1951.

xxxx xxxx xxxx

Deferred subject No.307: Letter No.C2.PR.61/50-51 dated 13-8-1951 from the Commissioner, City Municipality, Mysore, forwarding a copy of the resolution of the City Municipal Council, dated 5-7-1951 requesting the Trust Board to cancel the sale of the bit of land behind D.No.767, Nazarbad, to Sri Boriah and office note thereon. (Deferred for inspection.) (Deferred for inspection).

Subject discussed. Sri S.Linganna moved the following resolution:

"Resolved that the sale of this bit of land to Sri Boraiah be cancelled and the money paid by the party be returned to him".

The Vice-President, C.M.C.(Sri M.S.Nanjappa) seconded.

Janab Mohamad Sait moved the following resolution:

"Resolved that disposal of this subject be deferred and in the meanwhile opinion of the Government Advocate may be obtained and the license papers also may be got from the Municipality".

This was seconded by Sri N.Krishna Iyengar.

After discussion, the deferring motion of Janab Mohamad Sait was put to vote and lost by majority. Sri S.Linganna's motion was then put to vote and carried by majority.

xxxx xxxx xxxx

"Copy"

P. Gopalakrishna Setty
22/3/52

Chairman.

DVS)

(15)

6

City Improvement Trust Board,

MYSORE,

Dated *19*

D.O. letter No.B2.C.291/50-51 dated 19-3-52 from the Chairman, City Improvement Trust Board, Mysore, to the Commissioner, City Municipality, Mysore.

In connection with a petition presented by Sri Boriah to the Hon'ble Minister for Finance and Industries in Mysore Camp on 18-3-1952, the Hon'ble Minister has called for an immediate report after ascertaining the position from the Municipal Council. The license papers relating to the application for license from the above party are very necessary to submit a report to the Hon'ble Minister. I therefore request you kindly to arrange to send the license papers per bearer to enable me to send a report to Government immediately.

"Copy"

P. Gopalakrishna Setty
22/3/52

Chairman.

D.O. letter dated 20-3-52 from the Chairman, C.I.T.Board, Mysore, to the Commissioner, C.M.C, Mysore.

Re: Bit No.38, Bl.41, Nazarbad Mohalla, situated adjacent to the public latrine behind Door No.767, Nazarbad Mohalla. Mysore.

In continuation of my D.O. letter of 19th instant and the telephonic conversation I had with you just now, I request you kindly to let me know if Sri V.Boriah, Cycle Shop keeper, Nazarbad Mohalla, Mysore, to whom the bit of land was sold had applied for any license to the Municipality for putting up compound wall proposing to enclose the above bit of land, the date of the application and the dates of endorsement, notices and the license if issued and also the contents of the notices and endorsements issued to him.

Thanking you for an immediate compliance as a report is to be submitted to Government.

"Copy"

R. Gopalakrishna Setty
22/3/52

Chairman.

DVS)

City Improvement Trust Board,

(17)

8

MYSORE,

Dated *19*

D.O. letter No.C2.FCR.172/51-52 dated 22-3-52 from the Commissioner, C.M.C, Mysore, to the Chairman, C.I.T.Board, Mysore.

I have your D.O. letters Nos. Nil dated 19th and 20th March 1952 regarding the plot No.38/B, Nazarbad Mohalla, granted ~~to~~ by the Trust Board to Sri Boriah, Cycle shop dealer, Nazarbad Mohalla. In view of the history of the case, I discussed the matter raised by you with the President who is of the view that we may await a reference from Government forwarding a copy of the petition ~~from~~ in question. I have no option therefore but to wait a requisition from Government in the matter.

I trust you will not misunderstand my attitude.

"Copy"

Gopalakrishna Setty
22/3/52
Chairman.

DVS)

(18)

To

Sri H.C.Dasappa,
Finance Minister,
Government of Mysore,
Camp: MYSORE.

18 MAR 1952

PETITIONER: Boriah, Cycle Shop Keeper,
Bazaar Road, Nazarbad, Mysore.

Respected Sir,

I purchased a bit of land measuring 21' x 36' bearing Site No.41 in Block No.~~38~~ 41, adjoining my house No.767, situated in Bazaar Road, Nazarbad Mohalla, Mysore City from the Mysore City Improvement Trust Board on 8-6-1950. Thereafter, I applied for a license to enclose the said land by compound walls. As I did not get the necessary license even though I waited for nearly two months after my application, I beganto collect the necessary materials to put up the compound walls in accordance with the provisions of the Municipal Act.

Before the work was actually commenced, I received a notice bearing No.C2.P.61 /50-51, dated 14-8-1950 from the Municipal Commissioner stating that the property which I intended enclosing by compound walls belonged to the Municipality and that I should not construct any compound walls in the said property. Later on, I received a notice from the City Improvement Trust Board dated 4-9-1950 that I should not put up any construction in the said property. Subsequently, when I approached the Chairman of the Trust Board and explained the situation to him, he was pleased to withdraw the stay order issued to me by means of an endorsement No.D2.C. 208/50-51, dated 16-5-1951. Again I received arother notice No.L.496/50-51 dated 19-5-1951 from the Municipal Enrineer stating that the said notice was in continuation of the

(P.T.O.)

(19)

letter of the Chairman of the Trust Board, dated 16-5-1951. This last notice stated that I should not put up any construction on the land in question without obtaining proper license from the Municipality.

I respectfully submit that a perusal of the entire correspondence referred to above will show that the land in question does not belong to the Municipality at all as stated in the letter of the Municipal Commissioner, dated 14-8-1950 and that for some reason unknown to me, there was a difference of opinion between the Chairman and of the Trust Board and the Municipal Commissioner and that consequently, I was prevented from exercising my right under the Municipal Act to construct the compound walls.

In the above circumstances, I pray that the entire correspondence referred to above be kindly scrutinised and I be permitted to put up the compound walls as prayed for in my original license application.

Yours faithfully,

V. 22.P6 065

Mysore,

Dated ~~18-3-52~~

Date 18-3-52.

G. R. S. App. F. G. 3j

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

subject:- disposal of land lying between House No. 767 & the Public latrine in Nazarbaug, Mahalla, Hyderabad

(27)

No. L/069/18·4·52

To,

The Chairman, C.D.T. Board, Hyderabad

Sir,

With reference to your letter No. B2·C·291/51-52 dt 22-3-52 on the above subject, addressed to the Ex-Minister for Finance & Industries on the above subject, I am directed to request you to send a plan showing the plot of land in question & the latrine at the place

yours faithfully
for Secy

No. L/070/18·4·52

The Dy. Commr., Hyderabad (Mlg.)

Sir,

I am directed to invite reference to

II Appl.

DTB 6-25-26

DTB 6-5-52-25

ND 016855—GPB—25,000—18-7.50

resolution no. 283 passed by the Dispose city mul. cl. at their adjourned meeting held on 5/7/57 re grant of land to Sri. Bhiah by the C.D.T. Board, Dispose, ~~below~~ in Nazaibad Mathalla and to request you to furnish information on the following points :-

1) How the mul. cl claims this property as its own - When the property was acquired by it or vested in it by the govt.
2) the purpose for which the said bit of land will be used by the mul. cl.
3) Whether this bit of land may not be restored to Sri. Bhiah in case the mul. cl. does not derive any benefit out of it or use it for any public purpose

the views of your office on the subject may also be kindly sent.

yours faithfully

Illegible

SDO

P. J. D.

L 1069
18.4.52

L.S.G. Department.

The Chairman,
City Improvement Trust Board,
Mysore.

Subject: Disposal of land lying between house No. 767 and the Public latrine in Nazarbad Mohalla, Mysore.

With reference to your letter No.B2.C.291/51-52 dated 22nd March 1952 addressed to the Ex-Minister for Finance and Industries on the above subject, I am directed to request you to send a plan showing the bit of land in question and the latrine at the place.

Yours faithfully,

Hanumanthappa 17/4

(V.Hanumanthappa)
For Secretary to Government,
L.S.G. Department.

knr/2-16.4

(23)

L 1070
18.4.52

L.S.G. Department, Bangalore.

The Municipal Commissioner,
Mysore City Municipality.
(thro' the President)

I am directed to invite reference to the resolution No.283 passed by the Mysore City Municipal Council at their adjourned meeting held on 5th July 1951 regarding grant of land to Sri. Boriah by the City Improvement Trust Board, Mysore, in Nazarbad Mohalla and to request you to furnish information on the following points:-

1) How the Municipal Council claims this property as its own--whether the property was acquired by it or vested in it by the Government.

2) The purpose for which the said bit of land will be used by the Municipal Council, and

3) Whether this bit of land may not be restored to Sri.Boriah in case the Municipal Council does not derive any benefit out of it or use it for any public purpose.

The records of your office on the subject may also be kindly sent.

Yours faithfully,
Hanumanthappa 17/4
(V.Hanumanthappa)
For Secretary to Government,
L.S.G. Department.

knr-2/16.4

(24)

No. B2.C.291/51-52

Encl: 1 sketch.

OFFICE OF THE CHAIRMAN,
CITY IMPROVEMENT TRUST BOARD,
Post Box No. 55, MYSORE.

Dated 30th Apr. 1952

From

Sri P. GOPALAKRISHNA SETTY, B.A., B.L.,
Chairman, City Improvement Trust Board, MYSORE.

To

Sri V. Balasubramanyam, M.Sc.,
Secretary to the Government of Mysore,
Local Self-Government Department, BANGALORE.

Subject: Site lying between House No.767 and the public latrine in Nazarbad Mohalla, Mysore.

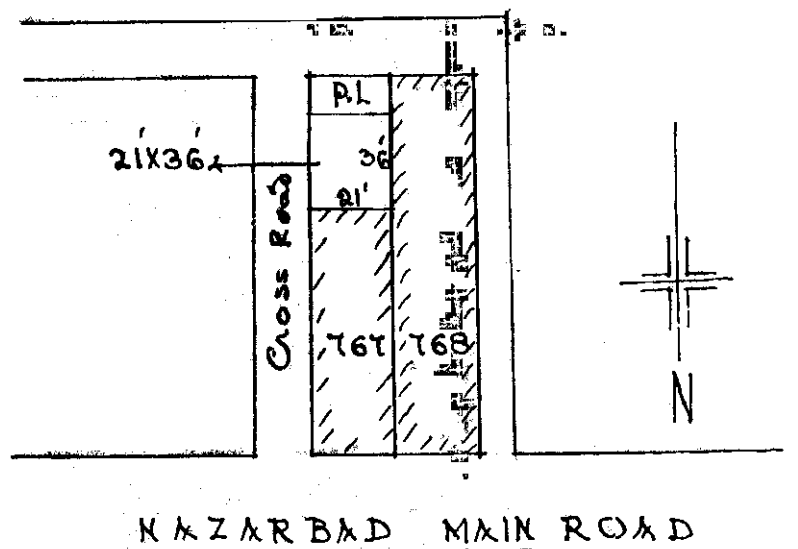
With reference to your letter No.L.1069 dated 18th April 1952 re: the above, I write to enclose herewith the sketch showing the portion of latrine and the bit of land in question.

Yours faithfully,

P. Gopalakrishna Setty
3074
(P.GOPALAKRISHNA SETTY)
CHAIRMAN.

FRS.

(25)



Chairman,
City Improvement Trust Board,
Mysore.

26/4

272

No. C2 75. R. 179 / 5152

Encls.

21 JUL 1953
2634
GENERAL BRANCH MUNICIPAL BRANCH

CITY MUNICIPAL COUNCIL.
D.B. No. 17

Mysore, Dated 17th July 53.

FROM

The Municipal Commissioner,
City Municipal Council,
MYSORE.

SECRETARY TO GOVT.
20 JUL 1953
L.S.G. DEPARTMENT

To

The Secretary to Government,
L.S.G. and Planning Departments,
Bangalore 1.

Sir,

Subject:- Disposal of land in Nazarbad Mohalla.

With reference to your D.O. letter No.L.4335 dated 14-7-1953 on the above subject, I write to state that it is ascertained from the Chairman, City Improvement Trust Board, that though the Board have resumed the site and intimated Sri Boriah the concerned party to take back the amount he has filed a suit for specific performance of the contract viz., to grant title deed for the property.

A further communication will be made to you in the matter after the decision of the court.

Yours faithfully,

(N.Lakshman Rau)
Municipal Commissioner.

18/7

59.
M
No
Encls.

G.O.C.R. 172/21/52

(27)

CITY MUNICIPAL COUNCIL,
P. B. No. 17

Mysore, Dated 25-3-54

FROM

THE MUNICIPAL COMMISSIONER,
City Municipal Council,
MYSORE.

To

The Secretary to Government,
L.S.G. & Planning Departments,
Bangalore-1.

Sir,

Subject: Disposal of land in Nazarbad Mohalla.

Reference:- Your letter No.L. 16933/17-3-1954

Information from the Trust Board as to the decision of the Court on the suit filed by Sri Boriah for specific performance of the contract has not yet been received from the Trust Board. The Chairman, City Improvement Trust Board has been requested to intimate the same. A further communication will be made to you in the matter.

Yours faithfully,

(N. Lakshman Rau).
Municipal Commissioner.

PSK

84 29 / 151 / 52 / No. C2. F.C.R. 172 / 51-52 / Encls.

(28)

5 MAY 1954 874

CITY MUNICIPAL COUNCIL,
P. B. No. 17

9TB.48-54-a 1.

Mysore, Dated 28-4-54

FROM

THE MUNICIPAL COMMISSIONER,
City Municipal Council,
MYSORE.

4 - MAY 1954

To

The Secretary to Government,
L.S.G. & Planning Departments,
Bangalore-1.
(Through the President).

Sir,

S. SVK / M.A.PR. / 9/5/54

Subject:- Disposal of land in Nazarbad Mohalla.

Reference:- your letter No.L. 16933/17-3-54 and this office letter No C2. F.C.R. 172/51-52 dated 25-3-54.

The Chairman City Improvement Trust Board has since intimated that the suit filed by Sri Boriah against the Board stands dismissed as per judgment dated 25-1-54 in O.S. No 59 of 53 on the file of the First Munsiff, Mysore. The Chairman has also suggested that any future improvement in the area may be taken up.

Further action will be taken on the suggestion of the Chairman.

Yours faithfully,

(N.Lakshman Rau).
Municipal Commissioner.

Copied KK 2/7/54

Forwarded with compliments,

PResident.

PSK.

Appendix F.G—1]

(29)

SUBJECT..... Disposal of land in Nazarbad, Mysore.....

.....

3 copies

Section ITB.

File No. 48 54

Serial No. 2

Diary No. of letter replied to.....

No. L 3149/1)-1-54

To

The Chairman, C.I.T.B,

Mysore.

Mysore Government Secretariat

( )

the *195* .

Sir,

Date of issue.....

With reference to correspondence ending with your letter No B2: C: 291/57-52 dt 30-4-1952 on the above subject, I am directed to send herewith a copy of letter no C2: I: C.R: 172/57-52 dt 28-4-54 received from the Md. Commissioner, Mysore for information & needful action.

Signed by.....

a copy/cc

List of enclosures.....

Copied by.....

Examined by.....

WD 03545—GPB—40,000—25-6-53

P.T.O.

29/6

Dept.

20/5/54

(30)

Memo 3250 /) -) -52

copy to the Ml. Cmdr,

for his info & action

Asstt Sec

V.I.P.

4/7/52

(31)

Mysore Government
xxxxxxxxxxxxxxxx/
Municipal Branch,

L.3749/9B48-52-2) July 54

The

L.S.G. & Planning Departments

To

The Chairman,
City Improvement Trust Board,
M y s o r e.

Sir,

Subject:- Disposal of land in Nazarbad, Mysore.

With reference to correspondence ending with your letter No.B2.C. 291/51-52 dated the 30th April 1952 on the above subject, I am directed to send herewith a copy*of letter No.C2.F.C.R.172/51-52 dated the 28th April 1954 received from the Municipal Commissioner, Mysore, for information and needful action.

Yours faithfully,

(Sd.)
(V.Hanumanthappa)
Asst.Secretary to Government,
L.S.G. & Planning Departments.

Memo No.L.3750/)-)-54

Copy of the above is forwarded to the Municipal Commissioner, Mysore City Municipality, (through the President) for information.

(V.Hanumanthappa)
for Secretary to Government,
L.S.G. & Planning Departments.

LNS.3.2/7.